

Commissioner for Patents

REMARKS

Claims 1 to 17 and 19 to 21 remain in the application.

Claim 1 has been amended whereby to overcome the Examiner's objection under 35 U.S.C. 112 and to better define the invention over the cited prior art. In view of the amendments made to claim 16, it was necessary to cancel claim 18 as the limitations thereof have been incorporated into claim 16. Claims 17 and 21 were revised in view of wording amendments made to claim 16 and to ensure proper antecedent basis for the terminology as employed therein. The dependency of claim 19 was altered.

Claim 16 was amended to better define over the prior art and in this respect the claim is now restricted to a flexible disabling insert for use with an adjustable helmet. This is clearly not taught by the prior art. Also, the prior art does not teach that the insert is disposed between interengaging connector members. With respect to the McConnell reference, namely U.S. Patent 3,664,211, the door lock release tool is not disposed between members but is a hook which hooks onto a lever to pull it or which is adapted to sit on a lever to push it. Also, that flexible member is not to prevent the interconnection of connector members when disposed in position and to provide the connector members to be connected when it is removed from that position. Claim 16 was further amended to recite that the disabling insert has finger grasping means which are adapted to project between the interengaging members. In the case of the reference cited, it does not project between interengaging members but between the frame of a car door and the window pane thereof. These are not interengaging members.

In view of the above amendments to claim 16, it is not seen how the McConnell reference can be interpretable on the structural limitations of claim 16.

The Nelson reference, namely U.S. Patent 2,654,141 was cited for its teachings of a hole in a temporary support tool. That tool has a different purpose than that of the disabling insert of the present invention and it would not be obvious to a person skill in the art to refer to this patent when constructing a disabling insert for use in an adjustable helmet. These fields are remote from one another.

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The Dissing reference, U.S. Patent 6,298,539 was cited for its teachings of a flexible plastic insert member for opening doors of vehicles. This patent does not teach any structure as defined by amended claim 16. It is also located in an art which is quite distinct from that of the present invention and so is the McConnell reference.

In view of the above amendments and remarks, this application is now believed to be clearly in condition for allowance and early notice to that effect is earnestly solicited.

Respectfully submitted,

André Desjardins et al

By:



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(Date)

Guy J. Houle (Reg. No. 24,971)

Agent of Record

OGILVY RENAULT

1981 McGill College Avenue, Suite 1600

Montreal, Quebec, Canada H3A 2Y3

Tel.: (514)847-4321

Enc. Petition for Extension of Time
Postcard